

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

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Incident Information

URN: 406 - 04315 - 0980 - 145	Date: 6/29/06	Time: 2200 Hrs
Location: 1000 Universal Studios Blvd.	City or Station: Universal City	
Bureau/Station/Facility: FOR II / West Hollywood / Universal Sub-Station	Admin. Investigation: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
Type of Force: Takedown		
Deputy Injury: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		
IAB Notified: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Person Notified: Lt. Rick Jennings	Emp #: [REDACTED]	
Suspect Injury: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Broken nose and collarbone	IAB Roll Out: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	

Involved Employee

E1

Employee # [REDACTED]	Last Name [REDACTED]	First Name [REDACTED]	Middle Name [REDACTED]
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: H	Unit of Assignment: [REDACTED]	Work Assignment (Unit #, Module, etc.): [REDACTED]
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input checked="" type="checkbox"/> PM	Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty	Age: [REDACTED]	Height: 5'09 Weight: 200
Medical Exam / Treatment: <input type="checkbox"/>	Photos of Employee: <input type="checkbox"/> N/A <input checked="" type="checkbox"/>	Coroner Case #	Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>
If Admitted, Name of Hospital:			

Statement: Deputy [REDACTED] was helping escort S/[REDACTED] and Orefice away from the Hard Rock Cafe through Cinema Plaza. S/[REDACTED] and Orefice were separated by about 30 feet, with S/[REDACTED] in front of S/[REDACTED]. Both S/[REDACTED] and Orefice appeared to be drunk and were shouting profanity. As S/[REDACTED] was walking with Deputy [REDACTED] trailing behind, he turned and saw that S/[REDACTED] had been arrested by other deputies for being Drunk In Public and Battery On A Peace Officer (647(f) and 243(b) PC). S/[REDACTED] became enraged and charged back towards S/[REDACTED] running into Deputy [REDACTED] and swinging his right arm at the deputy, hitting him in the chest and knocking his radio microphone from his uniform. Deputy [REDACTED] grabbed S/[REDACTED]'s right arm, immediately took him to the ground and with the help of Deputy Gevorgiz, handcuffed him without further incident. After S/[REDACTED] was escorted to the Substation without further incident or use of force.

Statement continue: ☐

E2

Employee # [REDACTED]	Last Name Gevorgiz	First Name Vania	Middle Name [REDACTED]
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: C	Unit of Assignment: WHD/Universal	Work Assignment (Unit #, Module, etc.): 95F
Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input checked="" type="checkbox"/> PM	Regular Shift <input type="checkbox"/> OT Shift <input checked="" type="checkbox"/> Off Duty	Age: [REDACTED]	Height: 5'07 Weight: 185
Medical Exam / Treatment: <input type="checkbox"/>	Photos of Employee: <input type="checkbox"/> N/A <input type="checkbox"/>	Coroner Case #	Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>
If Admitted, Name of Hospital:			

Statement: Deputy Gevorgiz said that he responded to the Hard Rock Cafe because of a call of two males (S/Orefice and [REDACTED]) who were harassing customers and refusing to leave. After he and other deputies arrived, S/Orefice and [REDACTED] continued to be disruptive and appeared to be drunk, causing [REDACTED] to be arrested. As Deputy Gevorgiz was assisting with the arrest of [REDACTED] he heard a commotion behind him. When he turned, he saw that Deputy [REDACTED] was taking S/Orefice to the ground, so he ran to assist. Deputy Gevorgiz helped Deputy [REDACTED] get S/Orefice down on the ground, and held his hands behind his back as Deputy [REDACTED] handcuffed him. Deputy Gevorgiz then helped escort S/Orefice to the Substation without further incident.

Statement continue: ☐

On Duty Supervisor

Emp. # [REDACTED]	Last Name Koch	First Name Joseph	Middle Name M.	Rank Sgt	Present YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	Witness to Incident YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Emp. # [REDACTED]	Last Name [REDACTED]	First Name [REDACTED]	Middle Name [REDACTED]	Rank [REDACTED]	Present YES <input type="checkbox"/> NO <input type="checkbox"/>	Witness to Incident YES <input type="checkbox"/> NO <input type="checkbox"/>

Watch Sergeant

Emp. # [REDACTED]	Last Name Koch	First Name Joseph	Middle Name M.
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Watch Commander

Emp. # [REDACTED]	Last Name [REDACTED]	First Name [REDACTED]	Middle Name [REDACTED]
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Watch Commander (Print Name)

Joseph Koch, Sergeant

Supervisor Completing Form: (Print Name)

Buddy Goldman, Captain

Unit Commander (Print Name)

Watch Commander's Signature:

Joseph Koch, Sergeant

Copy Provided to Employee by:

Unit Commander's Signature:

Emp #: [REDACTED] Date 12-21-06

Emp #: [REDACTED] Date 12-27-06

Emp #: [REDACTED] Date [REDACTED]

DISCOVERY Use Only

FO# 2183006

CONTENTS NOTED RW MARTIN

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force

SUSPECT INFORMATION

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S 1

Suspect Information

Last Name		Orefice		First Name		Ryan		Middle Name	
AKA Last Name				First Name				Middle Name	
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: <input type="checkbox"/> W	Street Address:			City:		State & Zip Code:		
Work Phone:	Home Phone:	Age: 30	Height: 6'0	D.O.B. 5-20-76	Weight: 175	Armed? <input type="checkbox"/>			
Booking #: 9105861	Primary Charge Code: 243 (b) PC		Secondary Charge Code: 647(F) P.C.		Criminal History				
EMT in attendance? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Name: Wellington Unit: 31 Phone #:									
EMT's Statement: S/Orefice refused medical treatment from the EMT.									

Hospital Admission? <input type="checkbox"/>	Rec'd Treatment At: St. Joseph's Hospital	Coroner Case #:	Mental History <input type="checkbox"/>
By Doctor: Dr. R. Lai	Address: 501 S. Buena Vista St. Burbank CA	Phone #: 818-847-4010	
Doctor's Statement: S/Orefice had a fracture to his nose and to his clavicle, and are consistent with being forcefully taken to the ground. The injuries are consistent with the force used and reported, and S/Orefice was cleared for booking.			

Under Influence: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Substance: alcohol	Photos of Suspect's Injuries <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
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Suspect Interview

Date:	Time:	Audiotape: <input type="checkbox"/>	Videotape: <input checked="" type="checkbox"/>
Statement: S/Orefice admitted that he drank "too much" alcohol, which he estimated to be about 10 drinks. He said that when the deputies contacted him initially, they were nice, but they did tell him to leave. He admitted that he made several comments while walking away from Hard Rock about the number of deputies that were present. He denied intentionally running into or hitting Deputy [redacted] but said that if he did, he was sorry. He said that once he was taken to the ground, he was then handcuffed, and no other force was used against him during the incident. He acknowledged refusing first aid from the EMT at Universal prior to the interview, and denied having any physical injuries. S/Orefice has one conviction for drunk driving.			
Statement continue: <input type="checkbox"/>			

S

Last Name		First Name		Middle Name	
AKA Last Name		First Name		Middle Name	
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female	Race:	Street Address:		City:	State & Zip Code:
Work Phone:	Home Phone:	Age:	Height:	D.O.B.:	Weight:
Armed? <input type="checkbox"/>					
Booking #:	Primary Charge Code:		Secondary Charge Code:		Criminal History <input type="checkbox"/>
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO Name: Unit: Phone #:					
EMT's Statement:					

Hospital Admission? <input type="checkbox"/>	Rec'd Treatment At:	Coroner Case #:	Mental History <input type="checkbox"/>
By Doctor:	Address:	Phone #:	
Doctor's Statement:			

Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO	Substance:	Photos of Suspect's Injuries <input type="checkbox"/> YES <input type="checkbox"/> NO
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Suspect Interview

Date:	Time:	Audiotape: <input type="checkbox"/>	Videotape: <input type="checkbox"/>
Statement:			
Statement continue: <input type="checkbox"/>			

Supervisor's Report on Use of Force EMPLOYEE / NON-EMPLOYEE INFORMATION

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Employee Witnesses			
Emp. #	Last Name	First Name	Middle Name
Statement:			
Statement continue: <input type="checkbox"/>			

Emp. #	Last Name	First Name	Middle Name
Statement:			
Statement continue: <input type="checkbox"/>			

Non-Employee Witnesses					
Last Name	First Name	Middle Name	Age	D.O.B.	
[REDACTED]	[REDACTED]	[REDACTED]	33	[REDACTED]	
Street Address 1000 Universal Studios Blvd, #5538		City Universal City	Zip Code 90608	Work Ph. 818-622-7625	Home Ph.
Statement: [REDACTED] of the Hard Rock Cafe, said that he was told by some of his employees that [REDACTED] and S/Orefice were causing problems in the restaurant by swearing and bothering other patrons. Then a man, who was with his family, also came up and complained to employees about [REDACTED] and S/Orefice, who he said were threatening and harassing his family. [REDACTED] approached both [REDACTED] and S/Orefice and told them to leave, but [REDACTED] refused. As [REDACTED] stood by and waited for a while to see if they would comply and leave without further problems, one of his employees came and told [REDACTED] that they overheard [REDACTED] and S/Orefice say that they were going to "jump" the man who complained about their behavior and his family in the parking lot. At that point, [REDACTED] called Universal Studios Security to help get the males to leave peacefully. [REDACTED] said that [REDACTED] and S/Orefice left reluctantly after security officers contacted them. Once they were outside the front door, [REDACTED] and S/Orefice again would not leave the walkway leading up to the Hard Rock. A few minutes later, [REDACTED] saw that deputies had arrived, and that [REDACTED] and S/Orefice were now slowly					
Statement continue: <input checked="" type="checkbox"/>					

Last Name	First Name	Middle Name	Age	D.O.B.	
[REDACTED]	[REDACTED]	[REDACTED]	19	[REDACTED]	
Street Address 1000 Universal Studios Blvd		City Universal City	Zip Code 91608	Work Ph. 818-622-9539	Home Ph.
Statement: Secuntas Officer [REDACTED] said that he was in the Cinema Plaza of CityWalk, helping to escort two patrons who had been causing problems at the hard Rock Cafe away from the area. [REDACTED] was walking with Deputy [REDACTED] who was escorting S/Orefice away from the area. As they were walking, S/Orefice was complaining about being told to leave the Hard Rock Cafe. Suddenly, he turned around and started back towards his friend, [REDACTED] who had apparently been arrested by deputies and was about 25 feet behind him. He ran into Deputy [REDACTED] hitting him in the chest, so Deputy [REDACTED] grabbed him and took him to the ground. [REDACTED] said that he helped to force S/Orefice down to the ground and hold him there until he was handcuffed. Once Deputy [REDACTED] took S/Orefice to the ground, [REDACTED] said that he did not see any other force used.					
Statement continue: <input type="checkbox"/>					

Supervisor's Report on Use of Force

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Continuation Page

Check One

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Employee Witness

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Involved Employee

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Supervisor's Review

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Non - Employee Witness

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Suspect

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Watch Commander Conclusion

Last Name

[REDACTED]

First Name

[REDACTED]

Middle Name

walking towards the movie theater. [REDACTED] stepped out to see what was going to happen, and could see that [REDACTED] and S/Orefice were taunting and "flipping off" the security officers and deputies. He then went back inside the Hard Rock.

During my interview with him, [REDACTED] confirmed that both [REDACTED] and S/Orefice had consumed a considerable amount of alcohol while at Hard Rock, and he thought that both of them were drunk. He also said that he considered the threat by [REDACTED] and S/Orefice to attack the family who complained to be credible, and although drunk, they could have carried it out if allowed to follow them to the parking lot. ABC was notified of incident via FAX.

Check One

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Employee Witness

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Involved Employee

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Supervisor's Review

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Non - Employee Witness

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Suspect

☐

Watch Commander Conclusion

Last Name

First Name

Middle Name

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Supervisor's Review

Brief Synopsis:

Synopsis: S/Orefice and [REDACTED] were in the Hard Rock Cafe, causing a disturbance with patrons. When the [REDACTED] ordered them to leave, they refused, and began making threats against the patrons for complaining. They finally exited the Hard Rock, but remained in front of the entrance and refused to leave, which prompted the request for deputies to respond. Deputies then began escorting both S/Orefice and [REDACTED] away from the Hard Rock, with S/Orefice, followed by Deputy [REDACTED] walking ahead of [REDACTED]. As S/Orefice walked, he turned and saw that deputies had arrested [REDACTED] for being drunk in public. He then began moving back towards [REDACTED] pushing Deputy [REDACTED] out of his way with his forearm and knocking his microphone from his uniform. Deputy [REDACTED] grabbed S/Orefice to keep him from running and interfering with the arrest of [REDACTED] and took him down to the ground. Deputy [REDACTED] immediately handcuffed S/Orefice with the help of Deputy Gevorgiz, and S/Orefice was then escorted to the Substation without further incident. He was later taken to St. Joseph's medical Center in Burbank for complaints of pain to his nose and shoulder. After his medical exam, it was determined that he had sustained a minor fracture to his nose and collarbone.

Universal CityWalk security cameras were activated and filming part of the incident, and I reviewed the video as part of my investigation. The video clearly shows that [REDACTED] (red shirt) was already in handcuffs, standing up and quietly talking to me and Deputy Chavez when S/Orefice turned and tried to move past Deputy [REDACTED] resulting in the takedown. There was nothing to provoke or cause S/Orefice to have to come back and contact [REDACTED] as he had already been arrested and handcuffed without incident.

During my initial interview with S/Orefice, he denied that he and [REDACTED] were asked to leave the Hard Rock by management. He said that the deputies contacted him outside the Hard Rock, they were very nice and told him to leave. S/Orefice admitted that he was agitated and taunting the deputies with comments about how many were present. He then walked away into Cinema Plaza, when the officers jumped on him and took him to the ground. When asked if he grabbed or pushed any of the deputies, S/Orefice appeared to be surprised, and did not know if he did or not. ~~After he was taken~~

Watch Commander Conclusion / Findings / Training Recommendation

I conclude that the force used was reasonable and justified. Because S/Orefice appears to be in close physical contact with Deputy [REDACTED] the use of a takedown was justified. It is clear that both [REDACTED] and S/Orefice had consumed large amounts of alcohol at Hard Rock, and their conduct there was threatening and hostile. [REDACTED] and S/Orefice exited just outside the Hard Rock entrance only after Universal Security was called, and they cause security so much trouble that they needed to call for deputies to respond. It was not until after [REDACTED] was arrested and handcuffed that S/Orefice turned and contacted Deputy [REDACTED] which resulted in the takedown.

Attachments: SHAD 49, PM Shift In-Service, Deputy Gevorgiz' Memo, Photo of suspect, DVD of Lt. Honings' Interview, OK to Book Paperwork, Criminal History, IAB notification

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Check One

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Employee Witness

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Involved Employee

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Supervisor's Review

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Non - Employee Witness

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Suspect

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Watch Commander Conclusion

Last Name

First Name

Middle Name

S/Orefice is later interviewed by Lt. Honings at the West Hollywood Station jail. S/Orefice was standing during the interview, his arms were free and he motioned up and down with both arms in no apparent pain. He said that his [REDACTED] was having an altercation with the police, so he went out to see what was happening. As soon as he went out, he was jumped on by the police and his face hit the ground. He said that he had some drinks, but was not sure if he was drunk. He denied hitting or attacking the deputies, but when asked if he was flailing his arms, he replied that it was a "trick" question. He then admitted, while raising his arms and physically illustrating, that he did have his hands, "...going around" to try and stop the incident and everyone, "from going nuts." He then admits that he did rush past the deputies, and it was at this point that he was taken to the ground. S/Orefice also claims that he said his nose was hurt, but was told it was not important. He later went to the hospital, and was told he had broken nose and clavicle. In closing, he admits that he did hear deputies tell him to stop his actions.

Check One

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Employee Witness

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Involved Employee

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Supervisor's Review

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Non - Employee Witness

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Suspect

☐

Watch Commander Conclusion

Last Name

First Name

Middle Name

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Supervisor's Report on Use of Force

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Method

(AW) Arwen	(FH) Firearm (Handgun)	(PO) Personal Weapon (Other)
(BC) Baton: (Control)	(FR) Firearm (Rifle)	(RS) Resistance
(BI) Baton: (Impact)	(FS) Firearm (Shotgun)	(CN) Restraint Device (Capture Net)
(BF) Bodily Fluids	(FO) Firearm (Other)	(RH) Restraint Device (Handcuffs)
(CN) Canine	(FB) Flashbang	(HB) Restraint Device: Hobble (Legs Only)
(CR) Carotid Restraint	(FL) Flashlight	(TP) Restraint Device: Hobble (TARP)
(CH) Choke Hold	(OE) Other Weapon: Edged	(RE) Restraint Device: REACT Belt
(CT) Control Holds: (Control Techniques)	(OV) Other Weapon: Vehicle	(SP) Sap
(TT) Control Holds: (Team Takedown)	(OB) Other Weapon: Blunt Object	(SH) Shield
(TD) Control Holds: (Takedown)	(OO) Other Weapon: Other	(SG) 37mm Stinger
(CE) Chemical	(PK) Personal Weapon: Feet/Leg: (Kick)	(SB) Sting Ball
(OC) Chemical Agents (OC Spray)	(PS) Personal Weapon: Feet/Leg: (Sweep)	(ST) Stun Bag
(TG) Chemical Agents (Tear Gas)	(PH) Personal Weapon (Hand/Arm)	(TR) Taser
(EX) Explosives	(PP) Personal Weapon (Push)	(UC) Uncooperative

Type of Injury

(AB) Abrasion	(DB) Dog Bite	(PA) Paralysis
(BR) Bruise	(FR) Fractures	(PW) Puncture Wound
(BU) Burn	(GS) Gunshot	(SD) Soft Tissue Damage
(CP) Complaint of Pain	(HB) Human Bite	(ST) Sprain/Twists
(CO) Concussion	(LC) Lacerations	(UN) Unconscious
(DH) Death	(ND) Nerve Damage	(RM) Refused Med Treatment
(DI) Dislocation	(OD) Organ Damage	(NN) NONE

Body Part Injured

(AD) Abdomen	(FA) Face	(HI) Hip
(AK) Ankle	(FE) Feet	(IN) Internal
(AR) Arm	(FI) Fingers	(KN) Knees
(BK) Back	(GE) Genitals	(LE) Leg
(BT) Buttocks	(GR) Groin	(NK) Neck
(CH) Chest	(HD) Hands	(NO) Nose
(EL) Elbow	(HE) Head	(SH) Shoulder
		(WR) Wrist

FORCE APPLIED

[illegible]